

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE BP SECURITIES LITIGATION)	MDL NO. 2185
)	C.A. NO. 4:10-md-2185
)	
)	
)	

IN RE BP SHAREHOLDER DERIVATIVE LITIGATION)	MDL NO. 2185
)	C.A. NO. 4:10-cv-3447
)	

IN RE BP ERISA LITIGATION)	MDL NO. 2185
)	C.A. NO. 4:10-cv-4214
)	
)	
)	

**STIPULATION REGARDING APPLICABILITY OF AMENDED
FEDERAL RULE OF CIVIL PROCEDURE 26 AND [PROPOSED] ORDER**

WHEREAS, Federal Rule of Civil Procedure 26 was amended effective on December 1, 2010;

WHEREAS, the United States Supreme Court has ordered that the amended rule shall govern in all proceedings commenced after December 1, 2010 and, insofar as just and practicable, in all proceedings pending as of that date;

WHEREAS, the above-captioned matters were pending as of December 1, 2010 and remain pending; and

WHEREAS, the parties to the above-captioned matters ("Parties"), by and through their respective counsel, agree that it is just and practicable for the amended Rule 26 to govern these

proceedings and desire that the amended Rule 26 apply to avoid the unnecessary expenditure of resources.

IT IS HEREBY STIPULATED AND AGREED by and between the Parties as follows:

1. The amended Rule 26 of the Federal Rules of Civil Procedure, which took effect on December 1, 2010, shall govern these proceedings.
2. The Parties need not produce copies of treatises or other readily accessible public source materials identified in an expert's report submitted pursuant to Federal Rule of Civil Procedure 26(a)(2)(B) so long as such materials are identified by a commonly-understood citation. Further, in lieu of reproducing documents previously produced in these actions, the parties may identify such documents by bates number.

Dated: March 22, 2011

STIPULATED AND AGREED TO:



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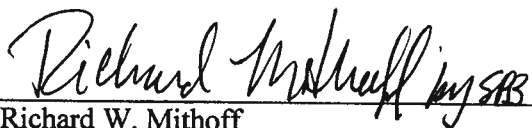
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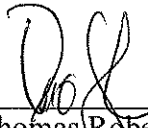
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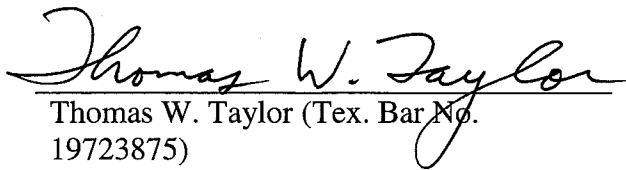
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Attorneys for State Street Bank and Trust

Having considered the Stipulation Regarding Applicability of Amended Federal Rule of Civil Procedure 26 submitted by the parties concurrently herewith and for good cause appearing for the entry of this Order pursuant to Rule 26 of the Federal Rules of Civil Procedure,

IT IS SO ORDERED.

Signed: March __, 2011

HON. KEITH P. ELLISON
UNITED STATES DISTRICT JUDGE